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I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. ER509321275US, in an envelope addressed to: MS Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Docket No.: HO-P02540US0

(PATENT)

Dated: July 15, 2004

Signature: Linda G. Baurs (Linda A. Bourg)

JUL 1:5 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Patent Application of:

R. K. Webb et al.

Application No.: 09/772,539

Art Unit: 3739

Filed: January 29, 2001

Examiner: A. M. Farah

For: OCULAR FIXATION AND STABILIZATION

DEVICE FOR OPHTHALMIC SURGICAL

APPLICATION

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.21) MAILED 07/07/2004

MS Non-Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated July 7, 2004, please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Amendments to the Abstract begin on page 9 of this paper.

Remarks/Arguments begin on page 10 of this paper.

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